

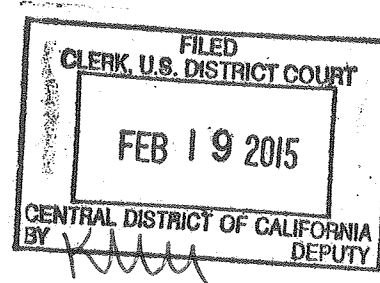
ILICH VARGAS  
FULL NAME

COMMITTED NAME (if different)

9500 N. ETIWANDA AVE  
FULL ADDRESS INCLUDING NAME OF INSTITUTION

RANCHO CUCAMONGA CA 91739

1212341370  
PRISON NUMBER (if applicable)



UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

ILICH VARGAS

PLAINTIFF,

v.  
THE STATE BAR OF CALIFORNIA

DEFENDANT(S).

EDCV15-0293R(MAN)  
To be supplied by the Clerk

CIVIL RIGHTS COMPLAINT  
PURSUANT TO (Check one)

☒ 42 U.S.C. § 1983

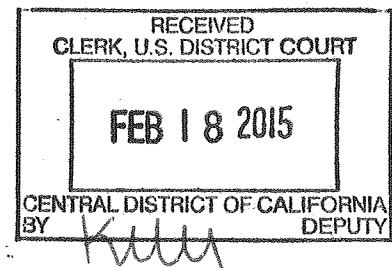
☐ Bivens v. Six Unknown Agents 403 U.S. 388 (1971)

A. PREVIOUS LAWSUITS

1. Have you brought any other lawsuits in a federal court while a prisoner: ☐ Yes ☒ No

2. If your answer to "1." is yes, how many? \_\_\_\_\_

Describe the lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on an attached piece of paper using the same outline.)



## a. Parties to this previous lawsuit:

Plaintiff \_\_\_\_\_

Defendants \_\_\_\_\_

## b. Court \_\_\_\_\_

## c. Docket or case number \_\_\_\_\_

## d. Name of judge to whom case was assigned \_\_\_\_\_

## e. Disposition (For example: Was the case dismissed? If so, what was the basis for dismissal? Was it appealed? Is it still pending?) \_\_\_\_\_

## f. Issues raised: \_\_\_\_\_

## g. Approximate date of filing lawsuit: \_\_\_\_\_

## h. Approximate date of disposition \_\_\_\_\_

**B. EXHAUSTION OF ADMINISTRATIVE REMEDIES**

1. Is there a grievance procedure available at the institution where the events relating to your current complaint occurred?
- ☒
- Yes
- ☐
- No

STATE BAR MATTER

2. Have you filed a grievance concerning the facts relating to your current complaint?
- ☒
- Yes
- ☐
- No

If your answer is no, explain why not

AFFAIRS: I FILED A CLAIM TO CONSUMER  
STATE BAR OF CALIFORNIA AND CALIFORNIA SUPREME  
COURT (REQUEST FOR REVIEW) - DENIED 11-12-14

3. Is the grievance procedure completed?
- ☒
- Yes
- ☐
- No

If your answer is no, explain why not \_\_\_\_\_

4. Please attach copies of papers related to the grievance procedure.

(REFER TO EXHIBITS)

**C. JURISDICTION**

This complaint alleges that the civil rights of plaintiff

(print plaintiff's name)

who presently resides at 9500 N. ETIWANDA AVE RANCHO CUCAMONGA CA 91739

(mailing address or place of confinement)

were violated by the actions of the defendant(s) named below, which actions were directed against plaintiff at

VICTORVILLE SUPERIOR COURT COUNTY OF SAN BERNARDINO

(institution/city where violation occurred)

1. Defendant THE STATE BAR OF CALIFORNIA resides or works at  
(full name of first defendant)  
180 HOWARD STREET SAN FRANCISCO CALIFORNIA 94105  
(full address of first defendant)  
OFFICE OF CHIEF TRIAL COUNSEL ENFORCEMENT  
(defendant's position and title, if any)

Explain how this defendant was acting under color of law: OPPRESSION FRAUD OR MALICE, FAULT  
THE CALIFORNIA BUSINESS AND PROFESSIONS RULES OF CONDUCT  
ARTICLE 10.1 (ARTICLE 10.1) ON THE MEMBERS OF THE STATE BAR WAS DELIBERATELY  
CONCERNED TO DIRECT VIOLATION DEPRIVING ME OF EQUAL PROTECTION OF LAW

2. Defendant STAYNE KIM CHIEF TRIAL COUNSEL resides or works at  
(full name of first defendant)  
180 HOWARD STREET SAN FRANCISCO CALIFORNIA 94105-16  
(full address of first defendant)  
CHIEF TRIAL COUNSEL OF THE CA. STATE BAR  
(defendant's position and title, if any)

Explain how this defendant was acting under color of law: BY OPPRESSION FRAUD OR MALICE  
TO AND OR REFUSED TO ENFORCE ESTABLISHED RULES OF CONDUCT  
OR ACTION STATE BAR MEMBERS, NEGLIGENCE AND DELIBERATE  
REFERENCE OVER, DISCIPLINARY ACTION, DEPRIVATION OF EQUAL PROTECTION

3. Defendant DONALD R. STEEDMAN resides or works at  
(full name of first defendant)  
180 HOWARD STREET SAN FRANCISCO CALIFORNIA 94105-1630  
(full address of first defendant)  
SUPERVISING SENIOR TRIAL COUNSEL OF CA. STATE BA  
(defendant's position and title, if any)

Explain how this defendant was acting under color of law: B-1 OPPRESSION, FRAUD OR MALICE  
AND OR REFUSED TO ENFORCE ESTABLISHED RULES OF CONDUCT  
BAR ACTION STATE BAR MEMBERS. NEGLIGENCE AND DELIBERATE  
PREFERENCE OVER DISCIPLINARY ACTION FOR ATTORNEY MISCONDUCT  
DEPRIVED ME OF EQUAL PROTECTION OF THE LAW FOR MY RIGHTS



4. Defendant SUSAN JACKSON resides or works at  
(full name of first defendant)  
845 SOUTH FIGUEROA STREET LOS ANGELES CA 90017-251  
(full address of first defendant)  
DEPUTY TRIAL COUNSEL, STATE BAR ENFORCEMENT  
(defendant's position and title, if any)

The defendant is sued in his/her (Check one or both): ☒ individual ☒ official capacity. BREACH OF DUTY

Explain how this defendant was acting under color of law: BY OPPRESSION, FRAUD OR MALICE  
DELIBERATELY FAILED TO ENFORCE CALIFORNIA ESTABLISHED  
LAWS AND RULES ON STATE BAR MEMBERS & DELIBERATE INDIFFERENCE  
TO SUBSTANTIAL CIVIL RIGHTS VIOLATIONS. DEPRIVED ME OF EQUAL PROTECTION

5. Defendant YSABEL NAETZEL resides or works at

(full name of first defendant)  
845 SOUTH FIGUEROA STREET LOS ANGELES CA 90017-251  
(full address of first defendant)

LEAD INVESTIGATOR ASSIGNED TO INVESTIGATE MATTERS  
(defendant's position and title, if any) OF ATTORNEY MISCONDUCT COMPLAINTS.

The defendant is sued in his/her (Check one or both): ☒ individual ☒ official capacity. BREACH OF DUTY

Explain how this defendant was acting under color of law: BY OPPRESSION, FRAUD OR MALICE  
DELIBERATELY FAILED TO CONDUCT AN IMPARTIAL AND ADEQUATE  
INVESTIGATION INTO ALLEGATIONS OF ATTORNEY MISCONDUCT.  
DELIBERATE INDIFFERENCE OF SUBSTANTIAL CIVIL RIGHTS VIOLATION  
BIAS AND PARTIALITY TOWARDS PUBLIC PERSON WHILE UNDER THE  
COLOR OF LAW DEPRIVING ME OF EQUAL PROTECTION OF THE LAW

6. DEFENDANT DAVID S. CHESLEY

WORKS AT: 6260 LAUREL CANYON BLVD STE 107  
NORTH HOLLYWOOD CA 91606-3266

POSITION: PRESIDENT ATTORNEY AND STATE BAR MEMBER

THE DEFENDANT IS BEING SUED: ☒ INDIVIDUAL ☒ OFFICIAL CAPACITY  
DEFENDANT WAS ACTING UNDER COLOR OF LAW AS AN OFFICER  
OF THE COURT UNDER THE STATE BAR OF CALIFORNIA JURISDICTION  
AND BY ACTS OF OPPRESSION FRAUD AND MALICE VIOLATED  
THE 5TH 6TH AND 14TH AMENDMENT IN BREACH OF HIS OFFICIAL  
DUTY AS A STATE BAR OF CALIFORNIA LICENSED ATTORNEY  
DELIBERATE INDIFFERENCE TO SUBSTANTIAL CIVIL RIGHTS VIOLATION  
AND INTENTIONAL REFUSAL TO ABIDE BY ESTABLISHED LAW AND RULES

**D. CLAIMS\*****CLAIM I**

The following civil right has been violated:

THE 14<sup>TH</sup> AMENDMENT THE RIGHT TO EQUAL PROTECTION HAS BEEN VIOLATED BY ALL DEFENDANT AS THE RESULT OF OPPRESSION FRAUD OR MALICE AND THE DELIBERATE AND INTENTIONAL INDIFFERENCE TO DAMAGES THAT HAVE RESULTED BY THE DEPRIVATION AND DIRECT VIOLATION OF THE 5<sup>TH</sup> 6<sup>TH</sup> AND 14<sup>TH</sup> AMENDMENT RIGHTS BY A CALIFORNIA STATE BAR MEMBER (DEFENDANT DAVID CHESLEY) AS THE CRIMINAL DEFENSE ATTORNEY FOR THE PLAINTIFF BY DELIBERATE OPPRESSION FRAUD AND MALICE WHICH THE CALIFORNIA STATE BAR AND THE REST OF DEFENDANT DELIBERATELY AND INTENTIONALLY REFUSE TO DISCIPLINE ENFORCE LAWS AND RULES (THE STATE BAR ACT AND CALIFORNIA BUSINESS AND PROFESSIONAL RULES OF CONDUCT) TO PROTECT THE PUBLIC FROM HARM THEREBY BREACHING THE ADMINISTRATIVE DUTY AND DEPRIVING PLAINTIFF OF EQUAL PROTECTION OF THE LAW BY DELIBERATE INDIFFERENCE AND DISREGARD OF STATE LAW WHICH HAVE DIRECTLY OR APPROXIMATELY RESULTED IN DAMAGE THE STATE BAR DELIBERATELY FAILED TO EXERCISE DUE DILIGENCE IN DISCHARGING ITS STATE IMPOSED DUTY 14<sup>TH</sup> AMENDMENT VIOLATION

Supporting Facts: Include all facts you consider important. State the facts clearly, in your own words, and without citing legal authority or argument. Be certain you describe, in separately numbered paragraphs, exactly what each DEFENDANT (by name) did to violate your right.

1. ON DECEMBER 13 2012 I WAS ARRESTED AND HELD TO ANSWER TO CRIMINAL ACCUSATIONS THAT AROSE FROM A VEHICLE ACCIDENT IN WHICH A CLOSE FRIEND OF MINE DIED. I AM BEING CHARGED WITH 1<sup>ST</sup> DEGREE MURDER CASE # FVT 1703287 SAN BERNARDINO SUPERIOR COURT
2. ON 12/14/2012 DEFENDANT DAVID CHESLEY REPRESENTING HIMSELF AS A STATE BAR OF CALIFORNIA MEMBER CONDUCTING AND SOLICITING BUSINESS AS A CRIMINAL DEFENSE ATTORNEY GAINED ACCESS TO MY PERSONAL MAILING ADDRESS AND DELIVERED A LEGAL SERVICE ADVERTISEMENT LETTER IN WHICH HE MAKES AN OFFER TO PROVIDE AN EXTENSIVE ARRAY OF LEGAL SERVICES (EXHIBIT A)
3. ON DECEMBER 28 2012 MY MOTHER MARIA ROMERO DROVE TO AND

\*If there is more than one claim, describe the additional claim(s) on another attached piece of paper using the same outline.

COMPLAINT P.5:0 - 5:36

CIVIL RIGHTS COMPLAINT



MET WITH ATTORNEY DAVID S. CHESLEY AT THE MAIN OFFICE ADDRESS : 4533 VAN NUYS BLVD STE 200 SHERMAN OAKS CA 91403. IN ORDER TO DISCUSS MY CASE (EXHIBIT B). AND HIRED HIM ON MY BEHALF.

4. ON 12/28/2012 MY MOTHER MARIA ROMERO ENTERED A WRITTEN CONTRACT WITH DAVID S. CHESLEY ATTORNEY AT LAW AS MY ATTORNEY, CRIMINAL DEFENSE REPRESENTATION AND LEGAL SERVICES, CASE FVI 1203282 SAN BERNARDINO SUPERIOR COURT.

5. MY MOTHER, WHILE RELYING ON THE ATTORNEY'S WRITTEN AND VERBAL PROMISES TO CONDUCT EFFECTIVELY AND SUFFICIENTLY IN THE FULFILLMENT OF THE ADVERTISED SERVICES IN (EXHIBIT A), AGREED TO PAY THE ATTORNEY \$ 7,500<sup>00</sup> AS THE COST OF PROFESSIONAL REPRESENTATION AND PERFORMANCE OF THE SERVICES PROMISED (EXHIBIT B-D)

6. THE AGREEMENT INCLUDED THAT UPON THE ATTORNEY RECEIVING A DOWN PAYMENT OF \$ 2,500<sup>00</sup> HIS SERVICES WOULD COMMENSE IMMIDIATELY AND WOULD CONTINUE WHILE MONTHLY PAYMENTS OF \$ 833<sup>33</sup> WERE MADE EACH MONTH.

7. AS THE ATTORNEYS ON RECORD ACTIVELY REPRESENTING ME IN MY CRIMINAL MATTER I HAD A CONSTITUTIONAL RIGHT TO EXPECT AND DID IN FACT EXPECT OF COMPLAINT A. 5:1

THE ATTORNEY DAVID S. CHESLEY TO PROVIDE ME WITH EFFECTIVE AND SUFFICIENT LEGAL REPRESENTATION IN ACCORDANCE WITH THE 6<sup>TH</sup> AMENDMENT COMMAND OF THE UNITED STATES CONSTITUTION AND IN ACCORDANCE TO THE CALIFORNIA STATE BAR ACT BUSINESS AND PROFESSIONS RULES OF CONDUCT.

8. IN PARTICULAR I EXPECTED THE ATTORNEY DAVID S. CHESLEY TO PROTECT MY 6<sup>TH</sup> AMENDMENT AS HIS DUTY AND OBLIGATION BY:

- (a) THE EFFECTIVE SUPERVISION AND MANAGING OF MY CASE AND SUBORDINATE ATTORNEYS ASSIGNED TO MY CASE BY HIS FIRM & ASSURE THAT I RECEIVE COMPETENT & SUFFICIENT CRIMINAL DEFENSE REPRESENTATION INCLUDING BY HIS SUBORDINATES;
- (b) TO PROVIDE INFORMATION, ADVICE OR REPRESENTATION AND TO TAKE SUCH ACTIONS WHICH ARE ONLY CONSISTENT WITH TRUTH AND HONESTY. ALSO TO OBTAIN THE SKILLS AND KNOWLEDGE NECESSARY IN ORDER TO AVOID AND PREVENT MISREPRESENTATIONS OF FACTS
- (c) TO KEEP ME PROMPTLY INFORMED OF ANY MATTERS PERTAINING TO MY CASE, TO CONSULT WITH ME WITHOUT DELAY AND TO OBTAIN AND PROVIDE TO ME A COPY OF MY DISCOVERY AND INFORMATION WHICH WOULD ACCURATELY AND PROMPTLY INFORM ME OF MY CASE;
- (d) TO KEEP MY MATTERS OF DEFENSE CONFIDENTIAL AND LOYALTY INVIOLE.

COMPLAINT P. 5:2

- e) TO CONDUCT PROMPT INVESTIGATION, INTERVIEW WITNESSES, OBTAIN EVIDENCE AND DISCOVERY IN POSSESSION OF THE GOVERNMENT.
- f) TO TAKE ACTION AND UNDERTAKE ONLY THOSE ACTIONS THAT ONLY A REASONABLE COMPETENT ATTORNEY WOULD TAKE AND TO UNDERTAKE DECISIONS OR ACT, ONLY AFTER ADEQUATE INFORMED INVESTIGATIONS INTO FACT AND LAW IN THE MATTERS OF MY DEFENSE.
- g.) PROVIDE DOCUMENT FILE, WORK PRODUCT, DISCOVERY CORRESPONDENCE AND ALL DOCUMENTATION TO EITHER THE CLIENT OR SUBSEQUENT COUNSEL UPON TERMINATION OF SERVICES
- h) RETURN ALL UNEARNED FEES.

9. DAVID CHESLEY STATE BAR MEMBER UNDER THE STATE BAR JURISDICTION SOLICITED LEGAL SERVICES, MADE LEGAL PROMISES IN EXCHANGE FOR MONETARY PROFIT BY THE POWER AND JURISDICTION INVESTED TO HIM BY THE STATE BAR OF CALIFORNIA WHILE BOUND BY THE LAWS OF CALIFORNIA AND DUTIES AS STATED ABOVE (EXHIBIT A. 1-2)

10. DAVID CHESLEY STATE BAR MEMBER ENTERED A WRITTEN CONTRACT AND COLLECTED \$3,333<sup>23</sup> IN PAYMENT FOR THE PERFORMANCE OF THE DUTIES AND PROFESSIONAL RULES OF CONDUCT (EXHIBIT A) FURTHERMORE OWED THAT DUTY TO THE PEOPLE OF  
COMPLAINT P. 5-3



CALIFORNIA AS A STATE BAR MEMBER  
OPERATING UNDER THE STATE BAR JURISDICTION

11. DAVID S CHESLEY BREACHED HIS DUTY AND  
OBLIGATION WITH DELIBERATE WANTON DISREGARD  
TO THE DAMAGES CAUSED BY THE OMISSIONS OF  
DUTIES IN PARAGRAPH 8 AND (EXHIBIT A)

12. DAVID CHESLEY IS THE PRESIDENT AND  
MANAGING ATTORNEY OF HIS LAW FIRM, THE  
LAW OFFICES OF DAVID CHESLEY INC. IT WAS  
HIS RESPONSIBILITY AND HIS DUTY TO SUPERVISE  
MANAGE AND DIRECT ANY SUBORDINATE ATTORNE-  
YS WORKING AND REPRESENTING ME ON HIS  
BEHALF (MIGUEL TOVAR, MELVIN BETNUM)

13. MIGUEL TOVAR WAS ASSIGNED TO REPRESENT  
MY CASE IN MY CRIMINAL MATTER CASE  
FVI 1203282 HE IS A STATE BAR OF CALIFOR-  
NIA MEMBER REPRESENTATIVE OF DAVID CHESLEY  
AS CRIMINAL DEFENSE COUNSEL. AND MADE  
"ONLY" 3 COURT APPEARANCES ON MY CASE

14. MELVIN BETNUM WAS ALSO ASSIGNED TO  
REPRESENT MY CASE IN CRIMINAL MATTER  
FVI 1203282. HE IS A STATE BAR REPRESENTA-  
TIVE OF DAVID S CHESLEY CRIMINAL DEFENSE  
COUNSEL ON MY CASE AND MADE "ONLY" 1 APPEARANCE.

COMPLAINT P. 5.4

15. DAVID S. CHESLEY AND THE TWO REPRESENTATIVES WHOM MADE ONLY 4 APPEARANCES (3 BY MIGUEL TOVAR 1 BY MELVIN BETNUM) ONLY TO REQUEST CONTINUANCES UNDER FALSE PRETEXTS TO CONDUCT INVESTIGATION THAT NEVER TOOK PLACE AND DEPRIVED ME OF THE 6TH AMENDMENT RIGHT TO COMPETENT COUNSEL, WHILE THEY WERE OFFICIAL ATTORNEY(S) OF RECORD BETWEEN 12/28/12 TO 3/26/12. FURTHERMORE BY ACTS INTENTIONAL OMISSION AND DELIBERATE WANTON DISREGARD DEPRIVED ME OF MORE THAN THREE MONTHS OF CRITICAL TIME FOR INVESTIGATION FURTHERMORE AND BY ACTS OF FRAUD AND MISREPRESENTATION DID IN FACT DEPRIVE ME OF \$ 3333<sup>33</sup> OF PROPERTY.

16. NUMEROUS ATTEMPTS TO REQUEST AND DEMANDS FOR UNEARNED FEES HAVE BEEN MADE. I HAVE ALSO ON NUMEROUS FORMAL REQUESTS REQUESTED FOR THE DISCLOSURE AND DELIVERY OF MY CASE FILE (INCLUDING WORK PRODUCT, BILLING, DISCOVERY AND ALL DOCUMENTATION ON FILE RELATED TO MY CASE) THEREBY CONCEALING POTENTIAL SUPPORTING EVIDENCE TO LEGAL MALPRACTICE CLAIMS (EXHIBIT E 1-4) SUBSEQUENT PUBLIC COUNSEL ALSO MADE FORMAL REQUESTS.

17. ON MARCH 12, 2013 A COMPLAINT MY WIFE FILED WITH LOS ANGELES DEPARTMENT OF CONSUMER AFFAIRS FILE NO: GN 13-1327 WAS FORWARDED TO COMPLAINT Pg 5.5

THE STATE BAR OF CALIFORNIA BECAUSE THE CLAIM AND REQUEST FOR ASSISTANCE IN MEDIATION AND ENFORCEMENT OF PROFESSIONAL RULES OF CONDUCT ON STATE BAR MEMBERS IS THEREBY WITHIN STATE BAR JURISDICTION AND NOT CONSUMER AFFAIRS (EXHIBIT F-G)

18. ON 5/20/2013 I DEVELOPED AND LOGGED A FORMAL HAND WRITTEN COMPLAINT TO THE STATE BAR OF CALIFORNIA LOS ANGELES OFFICE INVESTIGATOR YSABEL NAETZEL AND DEPUTY CHIEF TRIAL COUNSEL SUSAN JACKSON WERE ASSIGNED TO INVESTIGATE AND TAKE ACTION.

19. ON AUGUST 8 AND AUGUST 9 YSABEL NAETZEL DECIDED TO CLOSE THE CLAIMS FILED AGAINST DAVID CHESLEY MIGUEL TOVAR AND MELVIN BETNUM, AND ISSUED A LETTER (EXHIBIT I)

20. THE STATE BAR INVESTIGATOR YSABEL NAETZEL ALLEGES HAVING CONDUCTED AN INVESTIGATION, HOWEVER I HEREBY ALLEGE THAT SUCH INVESTIGATION WAS INADEQUATE, INSUFFICIENT AND PARTIAL. FURTHERMORE IT FAILED TO PRODUCE ANY EVIDENCE THAT (1) AN INVESTIGATION WAS ACTUALLY CONDUCTED (2) THAT NO ATTORNEY MISCONDUCT OCCURRED (3) DID NOT CORRECT, PREVENT NOR CURE THE DAMAGES I STILL SUFFER.

COMPLAINT. PG 5.6



TO THIS PRESENT DAY AS THE RESULT OF VIOLATIONS TO MY 5<sup>TH</sup> 6<sup>TH</sup> AND 14<sup>TH</sup> AMENDMENT RIGHTS AND (4) WAS AN ARBITRARY REFUSAL BY THE CALIFORNIA STATE BAR TO ENFORCE UPON ITS MEMBERS THE LONG ESTABLISHED RULES AND REGULATIONS BY WHICH STATE BAR MEMBERS ARE BOUND BY.

21. INVESTIGATOR YSABEL NAETZEL AND SUSAN JACKSON WILLFULLY REFUSED TO ENFORCE EVEN THE MOST BASIC RULES OF PROFESSIONAL CONDUCT ON IT'S MEMBERS. IN PARTICULAR:

- a) DISCLOSURE AND DELIVERY OF MY OWN FILE AND DOCUMENTATION RULES OF PROF. COND 3-500
- b) REFUND OF UNEARNED FEES PAPERS AND PROPERTY RULES OF PROF. COND 3-700(D)
- c) TO SUPPORT THE U.S CONSTITUTION BUS & PROF CODE §6068. RULES OF PROF COND 1-100 (A)

22. ON MARCH 19, 2014 I PERSONALLY CONTACTED AND SPOKE WITH YSABEL NAETZEL AND REQUESTED FOR HER ASSISTANCE TO ENFORCE UPON DAVID CHESLEY THE DUTY TO TURN OVER TO ME MY OWN CLIENT FILE WHICH THE ATTORNEY WAS REFUSING TO DISCLOSE AND TURN OVER TO ME WHICH I REQUIRED AS EVIDENCE TO SUPPORT INEFFECTIVE ASSISTANCE OF COUNSEL CLAIMS AND CIVIL TORT CLAIMS.

23 IT IS ALLEGED THAT THE STATE BAR MEMBER(S)  
COMPLAINT P. 5:7

KNEW, WERE INFORMED AND SHOULD HAVE KNOWN THE DAMAGES, AND SUFFERING THAT THEIR DELIBERATE AND/OR WANTON DISREGARD OF THEIR DUTY TO CONDUCT ACCORDINGLY TO THE PREVAILING STANDARDS AND RULES OF CONDUCT BY:

a) THE COMPLETE DISREGARD AND ARBITRARY AND INTENTIONAL FAILURE TO PROVIDE TO ME ADEQUATE, EFFECTIVE AND SUFFICIENT CRIMINAL DEFENSE REPRESENTATION AS PROMISED (EXHIBIT A-E), THEREBY DEPRIVATION OF MY 5<sup>TH</sup>, 6<sup>TH</sup>, 14<sup>TH</sup> AMENDMENT RIGHTS OF THE UNITED STATES CONSTITUTION EVEN AFTER COLLECTING \$3333<sup>00</sup> WITHIN ALMOST FOUR MONTHS OF DELIBERATELY CAUSING DELAYS IN MY CRIMINAL PROCEEDINGS AND CAUSED IRREVERSABLE DAMAGES.

b) IN PARTICULAR BUT NOT LIMITED TO:  
THE DELIBERATE AND INTENTIONAL NEGLIGENCE AND FAILURE TO:

- i. MEET PROMPTLY WITH ME TO DISCUSS MY CASE AND PROMPTLY ESTABLISH A PLAN OF DEFENSE, FILE NECESSARY MOTIONS
- ii. CONDUCT A PROMPT INVESTIGATION INTO LAW AND FACT FOR THE DEFENSE
- iii. KEEP ME PROMPTLY INFORMED AND PROVIDE ACCURATE AND TRUTHFUL INFORMATION
- iiii. CONDUCT PROMPT DISCOVERY EFFORT AND OBTAIN ALL EVIDENCE AND REPORTS IN COMPLAINT P. 5:8

# POSSESSION OF PROSECUTION TEAM AND PROSECUTION AGENTS

.....  
 11111; CONDUCT PROMPT INTERVIEW OF WITNESS-  
 ES AND COLLECT KNOWN AND APPARENT  
 EXCULPATORY EVIDENCE WHICH WAS  
 DISCLOSED TO THEM BY MY SELF AND  
 MY MOTHER. (SEE EXHIBITS A - E)

C) AFTER THE ATTORNEYS WERE FIRED FROM MY CASE  
 DO TO THEIR DELIBERATE AND WANTON FAILURE AND  
 DISREGARD OF DUTY & PROMISES TO CONDUCT THE  
 CRITICAL AND PROMPT LEGAL SERVICES; THEY REFUSED  
 TO REFUND AND PREVENTING ME FROM HIRING AN ATTOR-  
 NEY WHOM WOULD BE COMPETENT IN CONDUCTING  
 PROMP INVESTIGATIONS INTO KNOWN AND APPER-  
 ANT EXCULPATORY EVIDENCE WHICH DAVID CHESLE-  
 Y AND HIS SUBORDINATES HAD A DUTY TO INVES-  
 TIGATE (EXHIBIT E. 1-2, G). EVIDENCE WAS LOST  
 IN MY CASE IN PARTICULAR: SURVEILLANCE VIDEOS  
 WITNESS STATEMENTS, ITEMS FROM THE VEHICLE  
 (A PURSE BELONGING TO THE VICTIM WHICH WOULD HAVE  
 HAD EVIDENCE TO SUPPORT THE REASON WHY SHE  
 ATTEMPTED TO THROW HER PURSE OUT THE WINDOW &  
 GOT SNAGED ON THE STEERING WHEEL CAUSING ACCIDENT.

23. AS THE DIRECT AND PROXIMATE CAUSE  
 OF DEFENDANT DAVID CHESLEY AND SUBORDINATE  
 ASSOCIATES I WAS DEPRIVED OF CIVIL RIGHTS  
 5<sup>TH</sup> 6<sup>TH</sup> & 14<sup>TH</sup> AMENDMENT AND TO THE PRESENT  
 COMPLAINT P. 5:9



DAY DELIBERATELY REFUSE TO RETURN TO ME AND OR DEPRIVED ME OF:

(1) UNEARNED FEES (2) EXCULPATORY EVIDENCE AND INVESTIGATIONS (3) COMPLETE CASE FILE

24. THE DEFENDANTS: STATE BAR OF CALIFORNIA, YSABEL NAETZEL, SUSAN JACKSON, DONALD STEEDMAN, JAYNE KIM WERE INFORMED AND SHOULD HAVE BEEN INFORMED OF THE SERIOUS VIOLATIONS AND DAMAGES ALLEGED AGAINST THE CALIFORNIA STATE BAR MEMBER DAVID S CHESLEY. AND THEY ALL HAD A MINISTERIAL, REGULATORY AND ENFORCEMENT DUTY TO PROTECT THE PEOPLE OF THE STATE OF CALIFORNIA AS A PUBLIC ENTITY. CAL BUS & PROF CODE §6002.1, 6068 AND STATE BAR RULES OF PROF. COND.

25. IT IS ALLEGED THAT THE STATE BAR AND ITS (ADMINISTRATORS) YSABEL NAETZEL, SUSAN JACKSON DONALD STEEDMAN, JAYNE KIM, AS REFERED HERE AFTER, ALL HAD AN OBLIGATION AND OFFICIAL DUTY TO THE PUBLIC AND (PLAINTIFF) TO CONDUCT AN IMPARTIAL, ADEQUATE AND SUFFICIENT INVESTIGATION INTO THE COMPLAINT AND GRIEVANCE FILED IN THEIR DEPARTMENT ALLEGING SERIOUS VIOLATION OF CONSTITUTIONAL 6<sup>TH</sup> AMENDMENT RIGHTS AGAINST SEVERAL OF ITS ASSOCIATE MEMBERS WHICH RESULTED IN SEVERE

COMPLAINT P 5:10

INJURY AND DAMAGES BY SUPPRESSION, FRAUD (AND) MALICE THAT I (PLAINTIFF) HAS SUFFERED AT HANDS OF: DAVID CHESLEY AND HIS SUBORDINATES. WHOSE DESPICABLE ACTS OR OMISSIONS DEPRIVED ME OF THE 5<sup>TH</sup> 6<sup>TH</sup> AND 14<sup>TH</sup> AMENDMENT RIGHTS IN A PENDING CRIMINAL TRIAL IN ADDITION TO DEPRIVATION OF THE UNEARNED FEES OF \$ 3,333.<sup>33</sup>; AND THE POTENTIAL EVIDENCE WITHIN MY PERSONAL CASE FILE WHICH THEY CONTINUE TO DELIBERATELY SUPPRESSED AND CONCEAL. A REQUEST FOR REVIEW AND PUBLIC PERSONAL GRIEVANCE WAS LODGED WITH THE AUDIT AND REVIEW UNIT IN WHICH PLAINTIFF REQUEST INVESTIGATION AND RESPONSE FROM THE "HIGHEST" LEVEL OF THE ADMINISTRATION. (EXHIBIT H)

26 IT IS ALLEGED THAT THE DEFENDANTS: THE STATE BAR AND ADMINISTRATORS; HAVE DELIBERATELY AND INTENTIONALLY DISREGARDED THEIR DUTY TO CONDUCT A MEANINGFUL AND ADEQUATE INVESTIGATION INTO THE CLAIMS AND HAVE DELIBERATELY AND ARBITRARILY REFUSED TO ENFORCE EXISTING RULES AND REGULATIONS UPON STATE BAR MEMBERS EVEN WHEN CLEAR FACTS ARE ALLEGED AND HAVE NOT BEEN DISPROVEN; THAT THE STATE BAR MEMBERS (DAVID CHESLEY) AND ASSOCIATES DELIBERATELY VIOLATED AND WERE IN VIOLATION OF RULES AND REGULATIONS.



27. IT IS ALSO ALLEGED THAT THE STATE BAR AND ADMINISTRATORS IMPLEMENT BIASED AND SUPPRESSIVE STANDARDS THAT FAVOR THE STATE BAR MEMBERS WHICH ARE ARBITRARY TO THE BEST INTEREST FOR PROTECTION OF THE PUBLIC IN THE PERFORMANCE OF THEIR ADMINISTRATIVE DUTY IN PARTICULAR IN MATTERS OF DISCIPLINARY ACTION AND ENFORCEMENT OF LAWS AND REGULATIONS UPON ITS ASSOCIATE MEMBERS. THE "INVESTIGATIONS" THAT THEY ALLEGE TO CONDUCT ARE GENERIC AND SUPERFICIAL AND PLACE AN UNDOE BURDEN OF PROOF ON THE AND CAUSE UNFAIR DISADVANTAGES TO THE PUBLIC; WHOM ARE TARGETTED, INJURED, AND SUPPRESSED BY THE RESULTS OF DELIBERATE WILLFUL AND WANTON DISREGARD OF OUR CHERISHED CIVIL RIGHTS AND ALSO STATE LAWS AND REGULATIONS, EVEN THOSE BY WHICH THE STATE BAR ARE SPECIFICALLY BOUND BY. (STATE BAR ACT RULE 1-100) AND OBLIGATED TO COMPORT TO

28. IT IS ALSO ALLEGED THAT THE STATE BAR AND ADMINISTRATORS KNOW AND SHOULD KNOW THE UNDOE BURDEN, DETRIMENT AND HARDSHIP THAT A PERSON IN MY CONDITIONS SUFFERS WHEN VIOLATION, HARM AND DAMAGES RESULTING FROM THE ACTS ALLEGED AGAINST ALL DEFENDANTS IN THIS COMPLAINT.

COMPLAINT P 5:12



OCCUR. THEY WERE INFORMED (EXHIBIT F-H)

29. ASSUMING AS IT SHOULD BE, I AM AN INNOCENT PERSON, IT IS DECLARED THAT I AM OF VERY LOW RESOURCES AND INCOME. IN FACT I AM AN INDIGENT, PRO-PER AND INCARCERATED AT THIS TIME CONTESTING VERY SERIOUS CHARGES OF A CAPITAL OFFENCE, AND OF WHICH I AM BEING WRONGLY ACCUSED. I AM UNABLE TO AFFORD PRIVATE COUNSEL BECAUSE THE STATE BAR MEMBERS ON WHOM I ORIGINALLY DEPENDED ON AND PAID TO PROTECT MY 6<sup>TH</sup> AMENDMENT RIGHT TO COUNSEL RATHER THAN TO FULFILL THAT DUTY DELIBERATELY AND WITH WANTON DISREGARD TO MY RIGHTS RATHER DIRECTLY VIOLATED THEM AND IN ADDITION DEPRIVED ME OF \$3333<sup>33</sup> WHICH I AM PREVENTED FROM RECOVERING IN ORDER TO RETAIN COMPETENT AND EFFECTIVE COUNSEL.

30. FURTHERMORE THE STATE BAR AND ADMINISTRATORS ALLONG WITH IT'S MEMBERS (ALL DEFENDANTS) ARE ALLEGED TO KNOW AND SHOULD BE WELL AWARE OF THE DIFFICULT IF NOT IMPOSSIBLE CONDITIONS CREATED FOR INDIGENT, PRO-PER AND INCARCERATED PERSONS THAT PREVENT THE POSSIBLE MEANS

COMPLAINT P 5: 13

TO SEEK JUSTICE THROUGH CIVIL COURTS  
IN AN ATTEMPT TO CORRECT AND OR  
OBTAIN RELIEF TO THE TYPE OF DESPICABLE  
WRONGS THAT ARE BEING ALLEGED IN THIS  
COMPLAINT.

31. ALL THE DEFENDANTS KNOW OR SHOULD KNOW  
THAT A COMMON PERSON WHOM IS INCARCER-  
ATED IS REASONABLY WITHOUT MEANS OF INCOME  
TO RETAIN PRIVATE CIVIL TORT ATTORNEYS  
SPECIALIZED IN LEGAL MALPRACTICE TORTS.  
AND EVEN IF SUCH SPECIALIZED ATTORNEYS  
EXIST IT IS WITH MOST CERTAINTY THAT  
NONE WILL REPRESENT A PLAINTIFF AT NO  
COST OR AT A CONTINGENCY BASIS. IT IS  
DECLARED THROUGH EXPERIENCE AND PERSONAL  
INFORMATION THAT THESE ARE FACTS IN THIS  
INSTANT MATTER AND I, AS THE PLAINTIFF, IN  
THIS ACTION AFTER THE EXERCISE OF DUE DILIGEN-  
CE HAVE BEEN UNABLE TO LOCATE AN ATTORNEY  
THAT WOULD BE WILLING TO ASSIST ME.

32. THEREFORE IT IS FURTHER ALLEGED THAT  
THE STATE BAR AND ADMINISTRATORS BEING FULLY  
AWARE OF THESE EXIGENT, DETRIMENTAL AND  
ADVERSE CONDITIONS; DELIBERATELY AND WITH  
WANTON DISREGARD ARBITRARILY DEPRIVED  
ME (THE PLAINTIFF) AS A COMMON PERSON,

COMPLAINT P.5:14

OF EQUAL PROTECTION OF THE LAW BY THE ARBITRARY REFUSAL AND/OR DENIAL TO ENFORCE THE RULES AND REGULATIONS THAT ARE BINDING UPON ATTORNEY BAR MEMBERS AND WITHIN THEIR JURISDICTIONAL AND OFFICIAL DUTY AS A PUBLIC ENTITY WITH THE ADMINISTRATIVE DUTY TO PROTECT THE PUBLIC FROM THE TYPE OF VIOLATIONS ALLEGED IN THIS COMPLAINT. THEREFORE, BECOMING CONTRIBUTORS TO THE VIOLATIONS AND DAMAGES RESULTING FROM THE INFRINGEMENT OF MY 5<sup>TH</sup>, 6<sup>TH</sup> & 14<sup>TH</sup> AMENDMENT RIGHTS & BY NONE OTHER, THAN THE VERY SAME ENTITY ESTABLISHED BY THE STATE OF CALIFORNIA FOR THE EXPLICIT PURPOSE OF PROTECTING THE RIGHTS AND LIBERTIES OF THE PUBLIC. THUS IT IS ALLEGED THAT THE STATE BAR AND ADMINISTRATORS DELIBERATELY FAIL TO EXERCISE DUE DILIGENCE IN DISCHARGING THEIR DUTY TO ENFORCE RULES AND REGULATIONS

33. IN PARTICULAR THE STATE BAR OF CALIFORNIA AND ITS ADMINISTRATORS HAVE BY ACTS OF OPPRESSION, FRAUD OR MALICE DELIBERATELY, CONSCIENTIOUSLY, DISREGARDED AND BREACH THEIR FIDUCIARY DUTY TO ENFORCE THE FOLLOWING, BUT NOT LIMITED TO, STATE BAR RULES OF PROFESSIONAL CONDUCT ON DEFENDANTS DAVID CHESLEY AND SUBORDINATE BAR MEMBERS

COMPLAINT P. 5:15



A) RULE 1-100 (A) (RULES OF PROF. COND). "THESE RULES TOGETHER WITH ANY STANDARD ADOPTED BY THE BOARD OF GOVERNORS PURSUANT TO THESE RULES SHALL BE BINDING UPON ALL MEMBERS OF THE STATE BAR... FOR A WILLFUL BREACH OF ANY OF THESE RULES THE BOARD OF GOVERNORS HAS THE POWER TO DISCIPLINE MEMBERS PROVIDED BY LAW... THE PROHIBITION OF CERTAIN CONDUCT IN THESE RULES IS NOT EXCLUSIVE. MEMBERS ARE ALSO BOUND BY APPLICABLE LAW INCLUDING THE STATE BAR ACT (BUS & PROF CODE § 6000 ET SEQ) AND OPINIONS OF CALIFORNIA COURTS."

B) RULE 3-110 " (a) A MEMBER SHALL NOT INTENTIONALLY RECKLESSLY OR REPEATEDLY FAIL TO PERFORM LEGAL SERVICES WITH COMPETENCE (b) FOR PURPOSE OF THIS RULE "COMPETENCE" IN ANY LEGAL SERVICE SHALL MEAN TO APPLY 1) DILIGENCE 2) LEARNING AND SKILL AND 3) MENTAL, EMOTIONAL PHYSICAL ABILITY REASONABLY NECESSARY FOR THE PERFORMANCE OF SUCH SERVICE..."

C) RULE 3-500 "A MEMBER SHALL KEEP A CLIENT REASONABLY INFORMED ABOUT SIGNIFICANT DEVELOPMENTS RELATING TO THE EMPLOYMENT OR REPRESENTATION, INCLUDING PROMPTLY COMPLYING WITH REASONABLE REQUEST FOR INFORMATION AND COPIES OF SIGNIFICANT DOCUMENTS WHEN NECESSARY TO KEEP A CLIENT SO INFORMED

COMPLAINT P 5:16

D) RULE 3-700: (D) A MEMBER WHO'S EMPLOYMENT HAS TERMINATED SHALL: (1) SUBJECT TO ANY PROTECTIVE ORDER OR NON-DISCLOSURE AGREEMENT PROMPTLY RELEASE TO THE CLIENT AT THE REQUEST OF THE CLIENT. ALL THE CLIENTS PAPERS AND PROPERTY "CLIENT PAPERS AND PROPERTY" INCLUDE CORRESPONDENCE, PLEADING, DEPOSITION, TRANSCRIPTS, EXHIBITS, PHYSICAL EVIDENCE, EXPERT'S REPORTS, AND OTHER ITEMS REASONABLY NECESSARY TO THE CLIENT'S REPRESENTATION, WHETHER CLIENT HAS PAID FOR THEM OR NOT AND (2) PROMPTLY REFUND ANY PART OF A FEE PAID IN ADVANCE THAT HAS NOT BEEN EARNED..."

E) RULE 4-200 (A) "A MEMBER SHALL NOT ENTER INTO AN AGREEMENT FOR CHARGE OR COLLECT AN ILLEGAL OR UNCONSCIONABLE FEE."

34. THE STATE BAR ADMINISTRATORS DELIBERATELY AND WITH WANTON DISREGARD TO THE HARM AND INJURY SUFFERED BY ME (PLAINTIFF); REFUSED AND OR FAILED TO ENFORCE AND DISCIPLINE THE DIRECT AND ONGOING VIOLATIONS OF REGULATIONS (PARAGRAPH 33) ON BEHALF OF DEFENDANT DAVID CHESLEY AND ASSOCIATE BAR MEMBERS.

35. AS A DIRECT AND PROXIMATE RESULT OF DELIBERATE AND WANTON DISREGARD, & BREACH OF DUTY ON BEHALF OF ALL DEFENDANTS  
COMPLAINT P 5:17



AND IN COMMITTING THE ACTS DESCRIBED IN THIS COMPLAINT BY ALL THE DEFENDANTS AND THE STATE BAR; ARE GUILTY OF OPPRESSION, FRAUD OR MALICE IN THAT THEY HAVE CONSCIENTIOUSLY, WILFULLY AND WITH WANTON DISREGARD TO THEIR DUTIES AND THE DAMAGES AND INJURY CAUSED TO ME (THE PLAINTIFF AND PUBLIC PERSON), FAILED EXERCISE DUE DILIGENCE AND CARE TO DISCHARGE IT'S DUTY WITH THE EQUALNESS AND FAIRNESS THAT THE LAW COMMANDS.

36. IT IS ALSO FURTHER ALLEGED THAT THE TYPE OF VIOLATIONS ALLEGED IN THIS COMPLAINT HAVE BECOME A WRONGFUL YET COMMON PRACTICE AND CUSTOM THAT ATTEMPT TO OVERRULE AND UNDERMINE THE INTENDED AND WELL ESTABLISHED PURPOSE OF THE CALIFORNIA LEGISLATION ACT KNOWN AS THE CALIFORNIA BUSINESS AND PROFESSIONAL CODE § 6000 - 6076 (THE STATE BAR ACT) AND THE STATE BAR OF CALIFORNIA RULES OF PROFESSIONAL CONDUCT, WHICH ARE INTENDED FOR THE PROTECTION OF THE PUBLIC AND OUR STATE OF CALIFORNIA JUSTICE SYSTEM; TO PROVIDE THE REGULATORY GUIDELINES MANDATING DISCIPLINE AND ENFORCEMENT ACTION WHEN SUCH RULES AND REGULATIONS ARE VIOLATED. THIS WRONGFUL CUSTOM HAS BECOME A CONSCIENTIOUS, DELIBERATE PRACTICE.

COMPLAINT 5:18



37. BY THE DELIBERATE OR WANTON DISREGUARD AND KNOWINGLY NEGLECTING TO FULFILL IT'S ADMINISTRATION REGULATION AND ENFORCEMENT DUTY THE DEFENDANTS (STATE BAR AND ADMINISTRATORS) HAVE DEFAULTED IN THE STATE IMPOSED DUTY AND ARE IN CONTEMPT OF CALIFORNIA ESTABLISHED RULES AND REGULATIONS AND IN CONTEMPT OF THE EQUAL PROTECTION MANDATE OF THE 14<sup>TH</sup> AMENDMENT U.S. CONSTITUTION.

38. THEREFORE UNDER THE DOCTRINE OF VICARIOUS LIABILITY IT IS ALSO ALLEGED THAT THE STATE BAR AND ADMINISTRATORS CONSPIRE WITH THE COLABORATION OF IT'S ASSOCIATE BAR MEMBERS THROUGH ACTS OF OPPRESSION, FRAUD OR MALICE, TO DEPRIVE THE PUBLIC AND MY SELF OF CIVIL RIGHTS AND PROPERTY.

39. ON ONE HAND THE STATE BAR PROVIDES THE LICENSES AND LEGAL AUTHORITY FOR A LICENSED ATTORNEY TO ADVERTISE, SOLICIT LEGAL SERVICES AND GAIN PROFIT, CONTINGENT ON THE GOOD FAITH AND TRUST OF A PUBLIC PERSON WHO IS RELYING IN THE PERFORMANCE OF PROMISES AND EXPECTED RESPECT FROM THE ATTORNEY IN HIS DUTY AND OBLIGATIONS

40. HOWEVER, ON THE OTHER HAND, IT DOES NOT MEAN COMPLAINT 5:19

OUR STATE AND LAW MAKERS AND LEGISLATION HAD EVER INTEND FOR THE POWER AND AUTHORITY INVESTED TO THE STATE BAR OF CALIFORNIA IN IT'S ADMINISTRATIVE, REGULATORY AND ENFORCEMENT DUTY TO ARBITRARILY PERMIT AND LICENCE "FRAUD AND DEPRIVATION OF CIVIL RIGHTS," AND NOT UNDER WHAT THE STATE BAR AND ADMINISTRATORS HAVE CASUALLY TERMED AS "DISCRETIONARY MATTERS" AND "MERE NEGLIGENCE," IN AN ATTEMPT BY MISREPRESENTATION TO MAKE AMIABLE WHAT IN ALL ACTUALITY IS A VERY SERIOUS AND HARMFUL WRONG AND A SUPPRESSIVE CONDITION TO THE PUBLIC OF THIS STATE OF CALIFORNIA. (REFER TO EXHIBITS I, J AND M) STATE BAR RESPONSE AND DETERMINATION OF COMPLAINTS AGAINST STATE BAR ATTORNETS.

40. IN ESSENCE WHAT THE STATE BAR AND ADMINISTRATORS ATTEMPT TO ESTABLISH AND PROVIDE IS THE LAWFUL MEANS FOR IT'S MEMBER ASSOCIATES TO CAPRICIOUSLY COMMIT FRAUD AND VIOLATIONS OF CIVIL RIGHTS AND VIOLATIONS OF ESTABLISHED AND IMPOSED STATE RULES AND REGULATIONS UNDER SOME SUPERFLUOUS AND OVERREACHING AUTHORITY THE STATE BAR HAS LABELED AS "DISCRETIONARY MATTERS" WHICH ACCORDING TO IT'S "HIGH STANDARDS"

COMPLAINT 5:20